

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 234.6, the Department of Human Services proposes to amend Chapter 185, "Rehabilitative Treatment Services," Iowa Administrative Code.

These amendments implement a 1 percent across-the-board increase for group foster care service providers as directed by 2008 Iowa Acts, Senate File 2425, section 32(6). The increase will be applied to reimbursement rates in effect on June 30, 2008. Although rehabilitative treatment and supportive services have been discontinued, the rate structure in this chapter continues to be used for child welfare services provided by foster group care facilities.

The amendments also eliminate the subrule on statewide fixed rates, since the family-centered services for which those rates were used are no longer available through this type of contract. (See **ARC 5937B**, published in the Iowa Administrative Bulletin on June 6, 2007, and **ARC 6515B**, published in the Iowa Administrative Bulletin on January 2, 2008.)

These amendments do not provide for waivers in specified situations, since a rate increase benefits the providers affected. Requests for the waiver of any rule may be submitted under the Department's general rule on exceptions at 441—1.8(17A,217).

These amendments were also Adopted and Filed Emergency and are published herein as **ARC 6911B**. The purpose of this Notice is to solicit comment on that submission, the subject matter of which is incorporated by reference.

Any interested person may make written comments on the proposed amendments on or before July 23, 2008. Comments should be directed to Mary Ellen Imlau, Bureau of Policy Analysis and Appeals, Department of Human Services, Hoover State Office Building, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by E-mail to policyanalysis@dhs.state.ia.us.

These amendments are intended to implement Iowa Code sections 234.35 and 234.38 and 2008 Iowa Acts, Senate File 2425, section 32.